

Probate Notes for November 19, 2009

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

CASE: Probate Conservatorship of Ann Jeanette Jordan
Case No. CV PB 03-219

The following are noted:

- (1) The petition is not verified.
- (2) The petitioner appears to seek, after rendering a final account and report, to transfer all remaining assets of the estate to a foreign conservator. The petition does not comply with Probate Code section 2800 *et seq.* Accordingly, the Court cannot make the findings required under Probate Code section 2806.
- (3) Although the petition states that T. Dwain Spooner has been appointed the conservator of the conservatee's person and estate in Oregon, the petition does not seek the termination of the conservatorship in this County. It is recommended that the petitioner explain, with citation to legal authority, why the conservatorship in this County should not be terminated if the conservatee has been appointed a conservator of her person and estate in Oregon.
- (4) If the conservatorship in this County is still necessary, a petition for appointment of successor conservator has not been filed.

CASE: Estate of Dennis R. Ochoa
Case No. CV PB 09-166

It is recommended to grant the petition for probate of will and for letters testamentary and for authorization to administer under the Independent Administration of Estates Act.

CASE: Estate of Norman Wohlers
Case No. CV PB 07-258

It is recommended that the Court find that the estate of Norman W. Wohlers shall be distributed as follows: 1/3 to Cady Horobin-Wohlers, 1/3 to Brice Horobin-Wohlers, 1/6 to Mary Ann Montague and 1/6 to the estate of Beth Tietjen.

Petitioner should submit a proposed order.